

ETHICS AND CAMPAIGN DISCLOSURE BOARD, IOWA[351]

Adopted and Filed Without Notice

Pursuant to the authority of Iowa Code section 68B.32A, the Iowa Ethics and Campaign Disclosure Board hereby amends Chapter 4, "Campaign Disclosure Procedures," Iowa Administrative Code.

The 2008 General Assembly amended Iowa Code Supplement section 68A.402 to require any campaign disclosure report that is due less than five days before an election to be physically received by the Board by 4:30 p.m. of the due date to be considered timely filed. The amendment reflects this statutory change.

Pursuant to Iowa Code section 17A.4(2), the Board finds that notice and public participation prior to the adoption of this amendment are impracticable, as it is desirable to have the Board's rules reflect current statutory requirements.

This amendment is intended to implement Iowa Code Supplement section 68A.402 as amended by 2008 Iowa Acts, Senate File 2400, sections 24 and 28.

This amendment will become effective on October 29, 2008.

The following amendment is adopted.

Amend rule 351—4.10(68A,68B) as follows:

351—4.10(68A,68B) Time of filing. A report must be physically received by the board or, if mailed, shall bear a United States Postal Service postmark dated on or before the report due date. Faxed, E-mailed, or electronically filed reports must be submitted on or before 11:59 p.m. of the report due date. However, as provided in Iowa Code Supplement section 68A.402 as amended by ~~2007 Iowa Acts, Senate File 42, section 1, and 2007 Iowa Acts, House File 413, section 3~~ 2008 Iowa Acts, Senate File 2400, sections 24 and 28, any report that is required to be filed five days or less prior to an election must be physically received by the board prior to 4:30 p.m. on the report due date. If the due date falls on a Saturday, Sunday, or holiday on which the board office is closed, the due date is extended to the first working day when the board office is open.

This rule is intended to implement Iowa Code Supplement section 68A.402 as amended by ~~2007 Iowa Acts, Senate File 42, section 1, and 2007 Iowa Acts, House File 413, section 3, and Iowa Code section 68B.32A(6) as amended by 2007 Iowa Acts, Senate File 40, section 3~~ 2008 Iowa Acts, Senate File 2400, sections 24 and 28.

[Filed Without Notice 9/5/08, effective 10/29/08]

[Published 9/24/08]

EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 9/24/08.